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6 IN THE UNITED STATES DISTRICT COURT
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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 APPLIED ELASTOMERICS, INCORPORATED, a No. C 06-2469 CW
California corporation,

11 Plaintiff,

12 v.

ORDER CONCERNING
MOTIONS TO SEAL
(Docket Nos. 146
and 173)

13 Z-MAN FISHING PRODUCTS, INCORPORATED,
a South Carolina corporation,

14 Defendant.

15 _____/ 16
17 AND RELATED COUNTERCLAIMS.

18 _____/ 19
20 Plaintiff Applied Elastomerics, Inc. sought to file under seal
21 Exhibit A to the Declaration of Geoffrey Graber in support of
22 Plaintiff's Motion for Partial Summary Judgment and Exhibit A to
23 the Declaration of Geoffrey Graber in support of Plaintiff's Motion
24 for Rule 11 Sanctions. Plaintiff stated that Defendant Z-Man
25 Fishing Products, Inc. had designated these exhibits as
26 confidential. The Court denied Plaintiff's motions because
27 Defendant had not, as required by Civil Local Rule 79-5(d),
28 submitted a supporting declaration establishing that these exhibits

1 were confidential. Defendant subsequently responded with an
2 unsworn statement that it does not object to the portions of the
3 exhibits actually cited by Plaintiff in its motions for summary
4 judgment and for Rule 11 sanctions, but that it considers other
5 portions of the exhibits, none of which were cited in Plaintiff's
6 motions, to be confidential.

7 Considering Defendant's response and in the interest of
8 limiting the number of documents filed under seal, Plaintiff is
9 ordered to compile and file in the public record only those
10 portions of Exhibit A to the Declaration of Geoffrey Graber in
11 support of Plaintiff's Motion for Partial Summary Judgment and
12 Exhibit A to the Declaration of Geoffrey Graber in support of
13 Plaintiff's Motion for Rule 11 Sanctions that are cited in the
14 corresponding motions.

15 IT IS SO ORDERED.

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17 Dated: 9/11/07
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Claudia Wilken

CLAUDIA WILKEN
United States District Judge

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